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DISCOVERY MATTER

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15 Attorney for Plaintiff
16 PHILADELPHIA INDEMNITY INS. CO.

17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**
19 **OAKLAND DIVISION**

20 PHILADELPHIA INDEMNITY) Case No. CV-12-00567-PJH-NJV
21 INSURANCE COMPANY and)
22 MID-CENTURY INSURANCE)
COMPANY,)
Plaintiffs,)
vs.)
SIMPLEX GRINNELL L.P.;)
DOES 1-20, inclusive,)
Defendants.)
Case No. CV-12-00567-PJH-NJV
Date: October 30, 2012
Time: 10:00 a.m.
Judge: Honorable Nandor J. Vadas
Location: TBD
Complaint Filed: December 30, 2011

1 Through this joint stipulation, Plaintiff Philadelphia Indemnity Insurance Company
2 agrees to the withdrawal of Defendant SimplexGrinnell LP's motion to compel, filed on
3 September 14, 2012, Docket No. 38. The parties further agree and request that the hearing
4 set for October 30, 2012 be taken off calendar.

5 Respectfully submitted:

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7 Dated: October 11, 2012 SHOOK, HARDY & BACON L.L.P.
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10 By: /s/ COLIN E. SCHRECK
11 Colin E. Schreck, Esq.
12 Attorneys for Defendant
13 SIMPLEXGRINNELL LP
14
15 Dated: October 11, 2012 BAUMAN LOEWE WITT & MAXWELL, PLLC
16
17 By: /s/ MARK C. BAUMAN
18 Mark C. Bauman, Esq.
19 Attorneys for Plaintiff
20 Philadelphia Indemnity Ins. Co.
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22 Pursuant to Local Rule 5-1(i)(3), the below filer attests that concurrence in the
23 filing of this document has been obtained from the above signatories.
24
25 Dated: October 11, 2012 By: /s/ COLIN E. SCHRECK
26 Colin E. Schreck, Esq.
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[PROPOSED] ORDER

Based on the parties' representation that Court intervention is no longer requested to resolve this dispute, the hearing set for October 30, 2012 in this matter is hereby taken off calendar.

IT IS SO ORDERED:

Dated: October 12, 2012

